

**UNITED STATES DISTRICT COURT
DISTRICT OF NEBRASKA**

<p>CURTIS MCLEAN, individually and on behalf of all others similarly situated,</p> <p style="text-align: right;">Plaintiffs,</p> <p>v.</p> <p>SIGNATURE PERFORMANCE, INC.,</p> <p style="text-align: right;">Defendant.</p>	<p>Case No. 8:24-cv-00230</p> <p>Chief Judge Brian C. Buescher</p> <p>Magistrate Judge Michael D. Nelson</p> <p>Complaint filed June 17, 2024</p>
<p>BRANDI N. CANADY, individually and on behalf of all others similarly situated,</p> <p style="text-align: right;">Plaintiffs,</p> <p>v.</p> <p>SIGNATURE PERFORMANCE, INC.,</p> <p style="text-align: right;">Defendant.</p>	<p>Case No. 8:24-cv-00231</p> <p>Complaint filed June 18, 2024</p>
<p>RACHAEL REESE, individually and on behalf of all others similarly situated,</p> <p style="text-align: right;">Plaintiff,</p> <p>v.</p> <p>SIGNATURE PERFORMANCE, INC.,</p> <p style="text-align: right;">Defendant.</p>	<p>Case No. 8:24-cv-00233</p> <p>Complaint filed June 18, 2024</p>
<p>LEA JACOBS, individually and on behalf of all others similarly situated,</p> <p style="text-align: right;">Plaintiff,</p> <p>v.</p> <p>SIGNATURE PERFORMANCE, INC. and SOUTHEASTERN REGIONAL MEDICAL CENTER d/b/a UNC HEALTH SOUTHEASTERN,</p>	<p>Case No. 8:24-cv-00234</p> <p>Complaint filed June 18, 2024</p>

ADVENTIST HEALTH SYSTEM/WEST, and ADVENTIST HEALTH TULARE Defendants.	
MONCIA ENRIQUEZ , individually and on behalf of all others similarly situated, Plaintiff, v. SIGNATURE PERFORMANCE, INC., Defendant.	Case No. 8:24-cv-00235 Complaint filed June 18, 2024

**PLAINTIFFS' UNOPPOSED MOTION TO CONSOLIDATE RELATED ACTIONS
AND APPOINT INTERIM CO-LEAD CLASS COUNSEL**

Under Federal Rules of Civil Procedure 42(a) and 23(g)(3), Plaintiffs in the five above-captioned Related Actions, by and through their undersigned counsel, respectfully move this Honorable Court for the consolidation of the Related Actions and appointment of Mason A. Barney of Siri & Glimstad LLP (“Barney”), Bryan L. MABleichner of Chestnut Cambronne PA (“Bleichner”), M. Anderson Berry of Clayeo C. Arnold, A Professional Corporation (“Berry”), and Jeff Ostrow of Kopelowitz Ostrow P.A. (“Ostrow”) as Interim Co-Lead Class Counsel to collectively lead this litigation and help assure the orderly prosecution of the eventual consolidated action.

This Motion also seeks to stay all case deadlines in the Related Actions during the pendency of this Motion, including deadlines for Defendants to respond to the respective complaints. Plaintiffs request that Defendants’ response to the respective complaints be set as follows: if the Court grants this Motion, then forty-five (45) days from the filing of a Consolidated Complaint; or, if the Court denies this Motion, then forty-five (45) days from the date of the

Court's order of denial. In addition, in the event Defendants' response is a motion to dismiss, Plaintiffs request the following briefing schedule: 30 days to file their opposition brief, and 21 days for Defendants to file a reply brief. Further, Plaintiffs request Defendants be granted leave of court pursuant to Local Rule 7 to file a reply brief in support of its motion to dismiss.

As discussed in detail in the accompanying Memorandum, (a) the Related Actions involve common parties and similar issues of law and fact; (b) the putative class representatives in each of the Related Actions seek to represent similar classes of persons (collectively referred to as the "Class") whose personal information was provided to and maintained by Defendants and compromised in the data security incident that is the subject of the Related Actions (the "Data Breach"); (c) Plaintiffs and the proposed Class were similarly impacted by the Data Breach; (d) the Related Actions arise out of similar circumstances, making consolidation under Federal Rule of Civil Procedure 42(a) appropriate; and (e) the appointment of Barney, Bleichner, Berry, and Ostrow as Interim Co-Lead Class Counsel is in the best interests of the putative class in that it will provide efficiencies to the parties and the Court and will avoid uncertainty and confusion as to who may speak for the putative Class.

This Motion is supported by the accompanying Memorandum and exhibits attached thereto. WHEREFORE, Plaintiffs respectfully request that the Court grant Plaintiffs' request and consolidate the Related Actions, establish the requested briefing schedule, and appoint Interim Co-Lead Class Counsel.

DATED: June 21, 2024

Respectfully submitted,

/s/ Mason A. Barney

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**Pro Hac Vice Forthcoming*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 21, 2024, the foregoing was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Mason A. Barney

Mason A. Barney